

#3

## COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled METHOD OF TISSUE REPAIR II, the specification of which:

- ☐ is attached hereto.  
☒ was filed on December 18, 2000 as Application Serial No. 09/719,889 and was amended on \_\_\_\_\_.  
☐ was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim the benefit under Title 35, United States Code, §119(e)(1) of any United States provisional application(s) listed below:

U.S. Serial No.	Filing Date	Status
None		

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information I know to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

U.S. Serial No.	Filing Date	Status
None		

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

Country	Application No.	Filing Date	Priority Claimed
PCT	PCT/AU99/00495	June 18, 1999	<input type="checkbox"/> Yes <input type="checkbox"/> No
Australia	PP 4214	June 18, 1998	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

**Combined Declaration and Power of Attorney**

Page 2 of 29 Pages

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

(21) Richard J. Anderson, Reg. No. 36,732; Robert M. Bedgood, Reg. No. 43,488; Gregory P. Einhorn, Reg. No. 38,440; Mark S. Ellinger, Reg. No. 34,812; J. Eldora L. Ellison, Reg. No. 39,967; Peter Fasse, Reg. No. 32,983; J. Patrick Finn, III, Reg. No. 44,109; Janis K. Fraser, Reg. No. 34,819; John W. Freeman, Reg. No. 29,066; Diane L. Gardner, Reg. No. 36,518; Scott Harris, Reg. No. 32,030; John F. Hayden, Reg. No. 37,640; George Heibel, 42,648; Donald C. Kordich, Reg. No. 38,213; Ronald C. Lundquist, Reg. No. 37,875; Anita L. Meiklejohn, Reg. No. 35,283; Mike P. Reed, Reg. No. 45,647; Reginald Suyat, Reg. No. 28,172; Y. Rocky Tsao, Reg. No. 34,054; Hans R. Troesch, Reg. No. 36,950; Dorothy P. Whelan, Reg. No. 33,814, of FISH & RICHARDSON P.C.

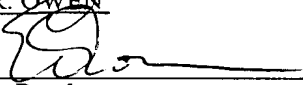
\* Address all telephone calls to GREGORY P. EINHORN at telephone number (858) 678-5070.

Address all correspondence to GREGORY P. EINHORN at:

FISH & RICHARDSON P.C.  
4350 La Jolla Village Drive, Suite 500  
San Diego, CA 92122

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

1-00 Full Name of Inventor: EARL R. OWEN

Inventor's Signature: 

Date: 14/2/01

Residence Address:

11 Sirius Road  
Lane Cove, NSW 2066 AUX  
Australia

Citizenship:

Australia

Post Office Address:

11 Sirius Road  
Lane Cove, NSW 2066  
Australia

Combined Declaration and Power of Attorney

Page 3 of 29 Pages

200 Full Name of Inventor: PETER MAYTZ

Inventor's Signature: *Peter Maytz*

Residence Address: 11 Sirius Road

Lane Cove, NSW 2066

Australia

Citizenship: Australia

Post Office Address: 11 Sirius Road

Lane Cove, NSW 2066  
Australia

Date: 14/2/01

Darling Point  
2027 NSW  
As above!

300 Full Name of Inventor: RODNEY I. TRICKETT

Inventor's Signature: *R Trickett*

Residence Address: 18 Peterson Place

North Rocks, NSW 2151  
Australia

Citizenship: Australia

Post Office Address: 18 Peterson Place

North Rocks, NSW 2151  
Australia

Date: 13/2/01

Full Name of Inventor: JUDITH M. DAWES

Inventor's Signature: \_\_\_\_\_

Residence Address: 6 High Street

Epping, NSW 2121  
Australia

Citizenship: Australia

Post Office Address: 6 High Street

Epping, NSW 2121  
Australia

Date: \_\_\_\_\_

Full Name of Inventor: JAMES A. PIPER

Inventor's Signature: \_\_\_\_\_

Residence Address: 32 Greenhaven Drive

Pennant Hills, NSW 2120  
Australia

Citizenship: Australia

Post Office Address: 32 Greenhaven Drive

Pennant Hills, NSW 2120  
Australia

Date: \_\_\_\_\_

# Combined Declaration and Power of Attorney

Page 3 of 29 Pages

Full Name of Inventor: PETER MAITZ

Inventor's Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence Address: 11 Sirius Road  
Lane Cove, NSW 2066  
Australia  
Citizenship: Australia  
Post Office Address: 11 Sirius Road  
Lane Cove, NSW 2066  
Australia

Full Name of Inventor: RODNEY I. TRICKETT

Inventor's Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence Address: 18 Peterson Place  
North Rocks, NSW 2151  
Australia  
Citizenship: Australia  
Post Office Address: 18 Peterson Place  
North Rocks, NSW 2151  
Australia

400 Full Name of Inventor: JUDITH M. DAWES

Inventor's Signature: Judith Dawes

Date: Feb 13, 2001

Residence Address: 6 High Street  
Epping, NSW 2121 AUX  
Australia  
Citizenship: Australia  
Post Office Address: 6 High Street  
Epping, NSW 2121  
Australia

500 Full Name of Inventor: JAMES A. PIPER


Inventor's Signature: J.A. Piper

Date: Feb 13, 2001

Residence Address: 32 Greenhaven Drive  
Pennant Hills, NSW 2120 AUX  
Australia  
Citizenship: Australia  
Post Office Address: 32 Greenhaven Drive  
Pennant Hills, NSW 2120  
Australia

**Combined Declaration and Power of Attorney**  
Page 4 of 29 Pages

6-00 Full Name of Inventor: PETER DEKKER

Inventor's Signature: 

Residence Address:

9 Elanora Road

Elanora, NSW 2101

Australia

Australia

Citizenship:

Post Office Address:

9 Elanora Road

Elanora, NSW 2101

Australia

Date:

13 FEB 2001

10068259.doc